

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Judge Philip A. Brimmer

Civil Action No. 09-cv-00200-PAB-CBS

(Consolidated with Civil Action Nos. 09-cv-00215-PAB-CBS and 09-cv-00296-PAB-CBS)

In re LEVEL 3 COMMUNICATIONS, INC. SECURITIES LITIGATION

ORDER CONSOLIDATING CASES

This matter is before the Court on the Notice of Associated Case [Docket No. 23] filed by plaintiff Adam Skaggs and consolidated plaintiff Marilyn A. Ides on April 3, 2009. That notice identifies *Ross v. Level 3 Communications, Inc.*, Civil Action No. 09-cv-00606-JLK, as associated with this case. Because *Ross v. Level 3 Communications, Inc.*, raises questions of law and fact common to the instant consolidated action, I conclude that consolidation with this case is appropriate under Federal Rule of Civil Procedure 42(a). Consistent with the Court's Order Consolidating Cases [Docket No. 12] dated February 24, 2009, and for substantially the same reasons stated therein, the Court consolidates *Ross v. Level 3 Communications, Inc.*, Civil Action No. 09-cv-00606-JLK, with the instant case under the caption "*In re Level 3 Communications, Inc. Securities Litigation.*"

Accordingly, it is

ORDERED that, pursuant to Fed. R. Civ. P. 42(a) and D.C.COLO.LCivR 42.1, Civil Action No. 09-cv-00606-JLK, shall be consolidated for all purposes with the instant action. It is further

ORDERED that, pursuant to D.C.COLO.LCivR 42.1, Civil Action No. 09-cv-00606 shall be assigned to Judge Philip A. Brimmer. It is further

ORDERED that Civil Action No. 09-cv-00606 shall hereafter be referred to the magistrate judge assigned to the lowest numbered case, Magistrate Judge Craig B. Shaffer. It is further

ORDERED that all future pleadings and other papers in these consolidated actions shall be filed in this case only and shall be captioned as shown below:

Civil Action No. 09-cv-00200-PAB-CBS

(Consolidated with Civil Action Nos. 09-cv-00215-PAB-CBS, 09-cv-00296-PAB-CBS, and 09-cv-00606-PAB-CBS)

In re LEVEL 3 COMMUNICATIONS, INC. SECURITIES LITIGATION

It is further

ORDERED that the Clerk of Court shall docket a copy of this Order in Civil Action No. 09-cv-00606.

DATED April 7, 2009.

BY THE COURT:

s/Philip A. Brimmer

PHILIP A. BRIMMER
United States District Judge